

Appl. No. 10/782,361  
Response Dated November 17, 2004  
Reply to Office Action of June 17, 2004

### REMARKS/ARGUMENTS

Applicants respectfully request reconsideration of the present invention in view of the above-presented amendments and the following remarks.

#### **Status of the Claims:**

Claims 1 through 13 are pending in the subject patent application. No amendments have been made to the Claims. The Office Action mailed June 17, 2004 does not present a substantive rejection of one or more Claims based upon 35 U.S.C. 102 or 35 U.S.C. 103.

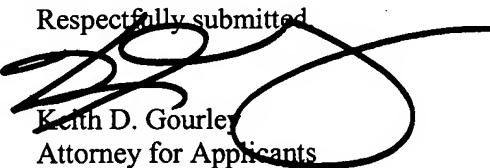
#### **Double Patenting Rejection**

Claims 1-13 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-19 of U.S. Patent No. 6,745,801 (the “‘801 Patent”), also assigned to Air Products and Chemicals, Inc. A Terminal Disclaimer is contemporaneously submitted with this paper in compliance with 37 CFR 1.32(C) to overcome this rejection. The claims of the ‘801 Patent are the subject patent application are commonly owned by Air Products and Chemicals, Inc. Applicants respectfully submit that the Terminal Disclaimer overcomes the double patent rejection based upon the claims of the ‘801 Patent.

#### **Summary**

Applicants respectfully submit that the Terminal Disclaimer contemporaneously submitted with this paper overcomes the cited rejection and Applicants request favorable reconsideration and prompt allowance of the pending claims.

Respectfully submitted

  
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